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FAIRCHILD SEMICONDUCTOR CORPORATION

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ALPHA & OMEGA SEMICONDUCTOR,  
INC., a California corporation; and  
ALPHA & OMEGA SEMICONDUCTOR,  
LTD., a Bermuda corporation,

Plaintiffs and Counterdefendants,

v.

FAIRCHILD SEMICONDUCTOR  
CORP., a Delaware corporation,  
Defendant and Counterclaimant.

AND RELATED COUNTERCLAIMS.

Case No. C 07-2638 JSW (EDL)  
(Consolidated with Case No. C 07-2664 JSW)

**EXHIBIT A TO FAIRCHILD  
SEMICONDUCTOR CORPORATION'S  
SECOND AMENDED NOTICE OF MOTION  
AND MOTION TO COMPEL PRODUCTION  
OF DOCUMENTS**

Date: September 16, 2008  
Time: 9:00 a.m.  
Courtroom: Courtroom E, 15th Floor

Hon. Elizabeth D. Laporte

**I. STATEMENT SETTING FORTH EACH REQUEST THAT IS A MATTER OF DISPUTE IN FULL, FOLLOWED IMMEDIATELY BY THE OBJECTIONS AND/OR RESPONSES THERETO PURSUANT TO CIVIL L.R. 37-2**

The requests that are the subject of this motion and AOS's responses are set forth in the following pages.

**REQUEST FOR PRODUCTION NO. 1:**

All documents describing any aspect of the structure or design of any accused product, including without limitation plots of mask layers, cell plots, design drawings, electronic design automation files and starting material descriptions.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

AOS incorporates by this reference its General Objections. AOS further objects to this request as overly broad, vague, ambiguous, unduly burdensome, and not reasonably calculated to lead the the discovery of admissible evidence. Subject to and without waiving its objections, AOS will produce non-privileged documents responsive to this request sufficient to show the technical design and operation of the accused products.

**REQUEST FOR PRODUCTION NO. 2:**

All documents describing any aspect of the process of manufacture of any accused product, including without limitation process, flows, process travelers and process recipes.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 2**

AOS incorporates by this reference its General Objections. AOS further objects to this request as overly broad, vague, ambiguous, unduly burdensome, and not reasonably calculated to lead the the discovery of admissible evidence. Subject to and without waiving its objections, AOS will produce non-privileged documents responsive to this request sufficient to describe the manufacture of the accused products.

**REQUEST FOR PRODUCTION NO. 3:**

All documents describing the configuration of any accused product at any stage of its manufacture (including without limitation documents depicting the configuration of the semiconductor junctions and layers atop the silicon substrate and how those junction patterns and layers are/were formed).

1 RESPONSE TO REQUEST FOR PRODUCTION NO. 3

2 AOS incorporates by this reference its General Objections. AOS further objects to this request  
3 as overly broad, vague, ambiguous, unduly burdensome, and not reasonably calculated to lead the the  
4 discovery of admissible evidence. AOS further objects that the undefined term "configuration," as  
5 used in this request, is vague, ambiguous and unintelligible. Subject to and without waiving its  
6 objections, AOS will produce non-privileged documents responsive to this request sufficient to  
7 describe the manufacture of the accused products.

8 REQUEST FOR PRODUCTION NO. 7:

9 All documents and things, including but not limited to, photographs, micrographs or  
10 prototypes that relate to or were referred to, examined or used in the design or development of the  
11 accused products.

12 RESPONSE TO REQUEST FOR PRODUCTION NO. 7

13 AOS incorporates by this reference its General Objections. AOS further objects to this request  
14 as overly broad, vague, ambiguous, unduly burdensome, and not reasonably calculated to lead the the  
15 discovery of admissible evidence. Subject to and without waiving its objections, AOS will produce  
16 non-privileged documents responsive to this request sufficient to show the design and development of  
17 the accused products.

18 REQUEST FOR PRODUCTION NO. 8:

19 All documents and things that relate to the structure or design of the accused products.

20 RESPONSE TO REQUEST FOR PRODUCTION NO. 8

21 AOS incorporates by this reference its General Objections. AOS further objects to this request  
22 as overly broad, vague, ambiguous, unduly burdensome, and not reasonably calculated to lead the the  
23 discovery of admissible evidence. Subject to and without waiving its objections, AOS will produce  
24 non-privileged documents responsive to this request sufficient to show the structure and design of the  
25 accused products.

26 REQUEST FOR PRODUCTION NO. 61:

27 All documents and things describing any analyses of the Accused AOS devices, including but  
28 not limited to Secondary Ion Mass Spectrometry (SMS), Scanning Electron Microscopy (SEM), or

1 Transmission Electron Microscopy.

2 RESPONSE TO REQUEST FOR PRODUCTION NO. 61

3 AOS incorporates by this reference its General Objections. AOS further objects to this request  
4 in that it is substantially identical to a request that AOS served on Fairchild; to the extent that Fairchild  
5 has objected to AOS's request and that Fairchild's objections are given weight by the Court or  
6 agreement of the parties, AOS incorporates those same objections herein. AOS objects further to this  
7 request as being overly broad, unduly burdensome, vague, ambiguous, and not reasonably calculated  
8 to lead the the discovery of admissible evidence. AOS further objects to this request as premature and  
9 calling for expert analysis. AOS objects further to this request to the extent that it seeks materials  
10 protected by the attorney-client privilege or work-product doctrine. Subject to and without waiving its  
11 objections, AOS responds that it either already has or will produce non-privileged responsive  
12 documents in its possession, custody, or control to the extent they exist and can be located through a  
13 reasonable search.

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